

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiffs,

vs.

ALEJANDRO MEMIJE-FUENTES, JAVIER
GOMEZ ZAMBRANO, MIGUEL DAVALOS
GOMEZ,

Defendants.

4:14CR3047

MEMORANDUM AND ORDER

Defendant Zambrano has moved to continue the pretrial motion deadline, (filing no. 42), because the defendant and defense counsel need additional time to fully review the discovery received before deciding if pretrial motions should be filed. The motion to continue is unopposed. Based on the showing set forth in the motion, the court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1) Defendant Zambrano's motion to continue, (filing no. 42), is granted.
- 2) **As to all defendants**, pretrial motions and briefs shall be filed on or before August 11, 2014.
- 3) **As to all defendants**, trial of this case is continued pending resolution of any pretrial motions filed.
- 4) The ends of justice served by granting the motion to continue outweigh the interests of the public and the defendants in a speedy trial. Accordingly, **as to all defendants**, the additional time arising as a result of the granting of the motion, the time between today's date and August 11, 2014, shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, because despite counsel's due diligence, additional time is needed to adequately prepare this case for trial and failing to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(1), (h)(6) & (h)(7).

July 11, 2014.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge